### Message

From: Fotouhi, David [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP

(FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FEBAF0D56AAB43F8A9174B18218C1182-FOTOUHI, DA]

Sent: 8/11/2017 12:55:41 AM

To: Branning, Amy [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=a3f510cced11492d88cc26ed073b7f10-ABRANNIN]; Schmidt, Lorie

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=f471d4b316f74b0591322b5c63f1d01c-Schmidt, Lorie]; Zenick, Elliott

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=1b2eaa2a560d415fb7c8ce9bb56c7ce5-EZENICK]; Srinivasan, Gautam

[/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=d69332838210416ba51779b19025f832-GSRINIVA]

Subject: RE: 17-1145 Clean Air Council, et al v. E. Pruitt, et al "Reply to Response Filed" (EPA-82FR25730)

Attachments: 17-1145 (en banc order).pdf

FYI

#### **David Fotouhi**

Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Branning, Amy

Sent: Thursday, August 3, 2017 3:30 PM

To: Fotouhi, David <fotouhi.david@epa.gov>; Schmidt, Lorie <Schmidt.Lorie@epa.gov>; Zenick, Elliott

<Zenick.Elliott@epa.gov>; Srinivasan, Gautam <Srinivasan.Gautam@epa.gov>

Subject: FW: 17-1145 Clean Air Council, et al v. E. Pruitt, et al "Reply to Response Filed" (EPA-82FR25730)

Just got this. Getting on a conficall so have not had time to read it.

Amy Huang Branning EPA Office of General Counsel phone: (202) 564-1744

fax: (202) 564-5603 or (202) 564-0070

This message may contain sensitive, privileged information covered by the deliberative process, attorney-client and/or attorney work product privileges. If you believe you have received this e-mail in error, please notify me and delete the e-mail immediately.

From: Carlisle, Benjamin (ENRD) [mailto:Benjamin.Carlisle@usdoj.gov]

Sent: Thursday, August 03, 2017 3:28 PM

To: Branning, Amy < Branning, Amy@epa.gov>

Cc: Lipshultz, Jon (ENRD) < Jon.Lipshultz@usdoj.gov>

Subject: FW: 17-1145 Clean Air Council, et al v. E. Pruitt, et al "Reply to Response Filed" (EPA-82FR25730)

Amy,

Attached is Respondent Intervenor's reply brief.

Ben Carlisle
Trial Attorney
United States Department of Justice
Environment and Natural Resources Division
Environmental Defense Section
601 D. St. NW, Room 8406
Washington DC, 20004
Benjamin.carlisle@usdoj.gov
202-514-9771

From: ecfnoticing@cadc.uscourts.gov [mailto:ecfnoticing@cadc.uscourts.gov]

Sent: Thursday, August 03, 2017 3:22 PM

To: Carlisle, Benjamin (ENRD) <BCarlisle@ENRD.USDOJ.GOV>

Subject: 17-1145 Clean Air Council, et al v. E. Pruitt, et al "Reply to Response Filed" (EPA-82FR25730)

\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\* Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.

# United States Court of Appeals for District of Columbia Circuit

### **Notice of Docket Activity**

The following transaction was entered on 08/03/2017 at 3:21:34 PM EDT and filed on 08/03/2017

Case Name: Clean Air Council, et al v. E. Pruitt, et al

Case Number: 17-1145

**Document(s):** Document(s)

### **Docket Text:**

JOINT REPLY [1687220] filed by American Exploration & Production Council, American Petroleum Institute, Domestic Energy Producers Alliance, Eastern Kansas Oil & Gas Association, GPA Midstream Association, Illinois Oil and Gas Association, Independent Oil and Gas Association of West Virginia, Inc., Independent Petroleum Association of America, Indiana Oil and Gas Association, International Association of Drilling Contractors, Interstate Natural Gas Association of America, Kansas Independent Oil and Gas Association, Kentucky Oil and Gas Association, Michigan Oil and Gas Association, National Stripper Well Association, North Dakota Petroleum Council, Ohio Oil and Gas Association, Oklahoma Independent Petroleum Association, Pennsylvania Independent Oil & Gas Association, Texas Alliance of Energy Producers, Texas Independent Products & Royalty Owners Association, Texas Oil and Gas Association, West Virginia Oil and Natural Gas Association and Western Energy Alliance to response [1687021-2] [Service Date: 08/03/2017 by CM/ECF NDA] Length Certification: 1,837 words. [17-1145] (Wehrum, William)

# Notice will be electronically mailed to:

Mr. Tim David Ballo: <a href="mailto:tballo@earthjustice.org">tballo@earthjustice.org</a>, <a href="mailto:lfuhrmann@earthjustice.org">lfuhrmann@earthjustice.org</a>, <a href="mailto:alin@earthjustice.org">alin@earthjustice.org</a>, <a href="mailto:alin@earthjustice.org">alin@earthjustice.org</a>)

Mr. James D. Elliott, Counsel: jelliott@spilmanlaw.com, lisom@spilmanlaw.com, sstoner@spilmanlaw.com

Mr. James Emory Smith, Jr., Assistant Attorney General: esmith@scag.gov

Michael J. Myers, Assistant Attorney General: michael.myers@ag.ny.gov

Ms. Shannon S. Broome, Attorney: sbroome@hunton.com, TCremer@hunton.com

Ms. Morgan Anna Costello, Assistant Attorney General: morgan.costello@ag.ny.gov

Benna Ruth Solomon, Deputy Corporation Counsel: <u>benna.solomon@cityofchicago.org</u>,

david franco@cityofchicago.org

Mr. Matthew Ivan Levine, Assistant Attorney General: matthew.levine@ct.gov, scott.koschwitz@ct.gov

Charles Howland Knauss: <a href="mailto:cknauss@hunton.com">cknauss@hunton.com</a>, <a href="mailto:sbroome@pacbell.net">sbroome@pacbell.net</a>, <a href="mailto:rpavlak@hunton.com">rpavlak@hunton.com</a>,

TLewis@hunton.com

Ms. Ann Brewster Weeks, Senior Counsel: aweeks@catf.us

Mr. Robert D. Snook, Assistant Attorney General: Robert Snook@ct.gov

Samuel B. Boxerman: sboxerman@sidlev.com, dcefilingnotice@sidlev.com

Joanne Marie Spalding: joanne.spalding@sierraclub.org, harry.libarle@sierraclub.org

Sean H. Donahue: sean@donahuegoldberg.com

John G. Horne, II: john.horne@ky.gov

William L. Wehrum, Jr.: wwehrum@hunton.com, caapleadings@hunton.com, sfisher@hunton.com,

jacksonp@hunton.com

Mr. William G. Grantham, Assistant Attorney General: wgrantham@nmag.gov, bmcmath@nmag.gov

Edward N. Siskel: edward.siskel@cityofchicago.org

Mr. Gregory Stage Schultz: gschultz@riag.ri.gov, kragosta@riag.ri.gov

Paul Martin Seby, Attorney: sebyp@gtlaw.com, lawsu@gtlaw.com, DENLitDock@GTLAW.com

Barbara D. Underwood, Solicitor General: <a href="mailto:barbara.underwood@ag.ny.gov">barbara.underwood@ag.ny.gov</a>, <a href="mailto:nyogov">nyoag.nycpdf@ag.ny.gov</a>

Ms. Vickie Lynn Patton: vpatton@edf.org

Gerald T. Karr: gkarr@atg state.il.us

Mr. David D. Doniger: ddoniger@nrdc.org

Ms. Roberta Rose James: roberta james@maryland.gov

Mr. Elbert Lin, Solicitor General: elbert lin@wvago.gov, leigh.a.brawley@wvago.gov

Mr. Patrick J. Morrisey: patrick morrisey@wvago.gov

Thomas Michael Johnson, Jr., Deputy Solicitor: tjohnson@wvago.gov

Meleah Anne Geertsma: mgeertsma@nrdc.org, hsun-kim@nrdc.org, cpoliti@nrdc.org

Mr. Adam M. Kron, Senior Attorney: akron@environmentalintegrity.org

Mr. Peter Michel Zalzal, Attorney: pzalzal@edf.org

Mr. Jeffrey Allyn Chanay: jeff.chanay@ag.ks.gov, donna.wells@ag.ks.gov

Mr. Andres Jose Restrepo, Litigation Counsel: andres.restrepo@sierraclub.org

Mr. Scott Norman Koschwitz, Assistant Attorney General: scott.koschwitz@ct.gov

Steven Beuregard Jones, Assistant Attorney General: jonesst@ag.state.la.us

Mr. Steven Wu: steven.wu@ag.nv.gov

Mr. P. Clayton Eubanks: clayton.eubanks@oag.ok.gov, fc.docket@oag.state.ok.us,

clayton.eubanks@oag.ok.gov, cara.gorden@oag.ok.gov

Mr. Darin T. Schroeder: dschroeder@catf.us

Ms. Sandra Snyder: ssnyder@ingaa.org, nbvers@ingaa.org

Mr. Paul Andrew Garrahan; paul garrahan@doj.state.or.us

Mr. Tomas Elias Carbonell, Attorney: tcarbonell@edf.org

John Robert Jacus, Attorney: john.jacus@dgslaw.com, kathleen.daily@dgslaw.com

Ms. Melissa Ann Hoffer, Assistant Attorney General: Melissa. Hoffer@state.ma.us

Mr. Andrew Lynn Brasher, Deputy Solicitor: abrasher@ago.state.al.us, mnewman@ago.state.al.us

Mrs. Jacquelyn Alirezay Quarles: Jackie Quarles@ky.gov

Mr. Misha Tseytlin, Attorney: tseytlinm@doj.state.wi.us, millerac@doj.state.wi.us, deusterse@doj.state.wi.us, muirheadrw@doj.state.wi.us

Mr. Bryan Charles Clark, Assistant Solicitor General: bryan.clark@ag.ks.gov, donna.wells@ks.ag.gov

Mr. Aaron D. Lindstrom: LindstromA@michigan.gov, GustafsonH@michigan.gov, RestucciaE@michigan.gov,

BlackC9@michigan.gov

Eric Murphy, Solicitor: eric murphy@ohioattorneygeneral.gov, kim.blankenship@ohioattorneygeneral.gov

Felicia Hope Barnes: fbarnes@hunton.com, caapleadings@hunton.com, jacksonp@hunton.com

Delanie Marie Breuer: breuerdm@doj.state.wi.us, deusterse@doj.state.wi.us

Jonathan Scott Goldman, Attorney: jgoldman@attorneygeneral.gov, ARC-Court@attorneygeneral.gov,

Isheidy@attorneygeneral\_gov

Dale Schowengerdt: dales@mt.gov, asolem@mt.gov, edoj@mt.gov, beholnbeck@mt.gov

Jacob John Larson: jacob.larson@iowa.gov, jacob.larson@iowa.gov

Mr. Nicholas Frank Persampieri: <a href="mick.persampieri@vermont.gov">nick.persampieri@vermont.gov</a>

Mr. Craig James Pritzlaff, Assistant Attorney General: craig pritzlaff@oag.texas.gov,

david.laurent@oag.texas.gov, Sandra.Woods@oag.texas.gov, Virginia.Weldon@oag.texas.gov

Katharine Goold Shirey, Assistant Attorney General: <u>kays1@atg.wa.gov</u>, <u>ECYOLYEF@ATG.WA.GOV</u>, meaghan.kohler@atg.wa.gov

Andrew G. Beshear, Attorney: andy beshear@ky.gov, susan.rieber@ky.gov, jan.velez@ky.gov

Susannah Weaver: susannah@donahuegoldberg.com

Matthew Arnold Sagsveen, Assistant Attorney General: masagsve@nd.gov

Alice Henderson: ahenderson@edf.org

Ms. Erica Peterson, Assistant Attorney General: erica.n.peterson@wvago.gov

Benjamin Carlisle, Trial Attorney: benjamin.carlisle@usdoj.gov

Mr. Samuel Robert Flynn, Assistant Attorney General: samuel flynn@ky.gov, jan.velez@ky.gov

Joel Minor: jminor@earthjustice.org, egreer@earthjustice.org

Mr. David S. Frankel: david.frankel@ag.ny.gov

Mr. Peter Charles Mulcahy, Assistant Attorney General: peter.mulcahy@state.ma.us

Mr. Daniel Recht: dan@rklawpc.com, erin@rklawpc.com

Mr. Mark Grueskin: mark@rklawpc.com, erin@rklawpc.com

Ms. Heather R. Hanneman: heather@rechtkornfeld.com, erin@rklawpc.com

Richard K. Kornfeld: rick@rechtkornfeld.com, erin@rklawpc.com

# Document to be served by alternative means on:

Mr. Karl A. Racine
Office of the Attorney General, District of Columbia
Office of the Solicitor General
441 4th Street, NW
One Judiciary Square, Sixth Floor
Washington, DC 20001-2714

Timothy C. Fox Office of the Attorney General, State of Montana 215 North Sanders Justice Building Helena, MT 59620-1401

Matthew Denn Office of the Attorney General, State of Delaware 820 North French Street 6th Floor, Carvel State Office Building Wilmington, DE 19801-0000

The following document(s) are associated with this transaction:

Document Description: Reply to Response Filed

**Original Filename:** FinalReply070317.pdf **Electronic Document Stamp:** 

[STAMP acecfStamp\_ID=1109186823 [Date=08/03/2017] [FileNumber=1687220-0] [aefb31cbcae68ae9955e42f7fca448f92a5112a6852dd828ab4899fc2f35b0ca0b6c6c6bf1167940bc762f494f6045 4b9c71d4fc23d428250acea58f1d6fdea4]]